

PARSONS HSUE & DE RUNTZ LLP

595 Market Street, Suite 1900 San Francisco, CA 94105
tel 415.318.1160 fax 415.693.0194

RECEIVED
CENTRAL FAX CENTER

FEB 02 2006

CUSTOMER NO. 36257

MailStop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Applicant(s): Virginia Goss TUSHER et al.
Title: Significance Analysis of Microarrays
Application No.: 09/811,762 Filing Date: March 19, 2001
Examiner: Lori A. CLOW Group Art Unit: 1631
Docket No.: STAN.058US1 Conf. No.: 8102

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) This Transmittal Letter (in duplicate);
- (2) Amendment in Response to Office Action.
- (X) A Request for a Three (3) Month Extension of Time is hereby requested, up to and including October 19, 2005 within which to file this response.

☒ The fee has been calculated as shown below:

CLAIMS AS AMENDED

| | <u>Claims Remaining After Amendment</u> | | <u>Highest No. Previously Paid For</u> | | <u>Present Extra</u> | <u>Rate</u> | <u>Additional Fee</u> |
|--|--|-------|--|---|--------------------------|-------------|-----------------------|
| Total Claims | 32 | Minus | 64 | = | 0 | x \$50.00 | \$ -0- |
| Independent Claims | 8 | Minus | 27 | = | 0 | x \$200.00 | \$ -0- |
| <input type="checkbox"/> | Fee of \$360.00 for the first filing of one or more multiple dependent claims per application | | | | | | \$ N/A |
| <input checked="" type="checkbox"/> | Fee for Petition for Extension of Time | | | | | | \$ 1,020.00 |
| <input type="checkbox"/> | | | | | | | |
| Total additional fee for this Amendment: | | | | | | \$ | \$1,020.00 |

☒ Please charge the \$1,020.00 total fees, as well as any additional fees required, to our Deposit Account No. 502664. This authorization is provided in duplicate.

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MailStop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 19, 2005.

Sue Bromaghin
Sue Bromaghin October 19, 2005

Respectfully submitted,

James S. Hsue
James S. Hsue, Reg. No. 29,545

Dated: October 19, 2005

02/03/2006 CNGUYEN 00000061 09811762

01 FC:1253 1020.00 DA

PARSONS HSUE & DE RUNTZ LLP

595 MARKET STREET, SUITE 1900 SAN FRANCISCO, CALIFORNIA 94105
TEL 415.318.1160 FAX 415.693.0194

RECEIVED
CENTRAL FAX CENTER

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at Fax No.571-273-8300 on February 2, 2006.


Loretta S. Garcia February 2, 2006

22-page facsimile

FEB 02 2006

CUSTOMER NO. 36257

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

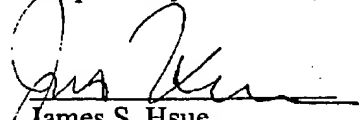
| | | | |
|------------------|--------------------------------------|-----------------|----------------|
| Applicants: | Virginia Goss TUSHER et al. | | |
| Title: | Significance Analysis of Microarrays | | |
| Application No.: | 09/811,762 | Filing Date: | March 19, 2001 |
| Examiner: | Lori A. CLOW | Group Art Unit: | 1631 |
| Docket No.: | STAN.058US1 | Conf. No.: | 8102 |

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Per my secretary's telephone conversation with Examiner Lori Clow of today, we are resubmitting the Amendment in Response to Office Action, which was mailed to the PTO on October 19, 2005, in the above-referenced application. Also submitted is the return-receipt postcard stamped by the PTO on October 21, 2005. As this Amendment was lost due to a PTO error as evidenced by the postcard, please continue examination based on this Amendment.

Respectfully submitted,


James S. Hsue
Reg. No. 29,545

February 2, 2006
Date

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

RECEIVED

Applicants: Virginia Goss Tusher et al.
Title: Significance Analysis of Microarrays
Application No.: 09/811,762
Filing Date: March 19, 2001
Conf. No.: 8102
Atty Docket No.: STAN.058US1

PARSONS HSUE & DE RUNTZ LLP



ENCLOSED:

1. This Return Receipt Postcard
2. Transmittal Letter (1 page in duplicate - with extension request and fee authorization)
3. Amendment in Response to Office Action (19 pages)
- 4.
- 5.

JSHsue Extended Due Date: October 19, 2005 Mailing Date: October 19, 2005